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\*Admitted only in Maryland  
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•Practice Limited to  
Federal Agencies

IAI Rec'd PCT/PTO 16 DEC 2005

December 16, 2005

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**WRITER'S DIRECT NUMBER:**  
(202) 772-8544  
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**Mail Stop PCT**

Re: U.S. Patent Application  
Appl. No. 10/528,029  
(U.S. Nat'l Phase of Appl. No. PCT/AU2003/001209; I.A. Filed: September 16, 2003)  
For: **Methods for Regulating Cancer**  
Inventor: Sally-Anne Stephenson  
Our Ref: 2381.0010000/MAC/DJN

Sir:

In reply to the "Notice to File Missing Parts of Application--Filing Date Granted," dated October 17, 2005, Applicant submits the following documents for appropriate action by the U.S. Patent and Trademark Office:

1. Copy of the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US);
2. Credit Card Payment Form (PTO-2038) for \$65.00 to cover the \$65.00 surcharge for late filing of Declaration;
3. Computer readable copy of Sequence Listing;
4. Original Declaration, executed by the inventor;
5. An original executed Power of Attorney from Assignee;
6. Statement Under 37 C.F.R. § 3.73(b) with a copy of Assignment attached. This assignment was recorded at reel 016900 and frame 0367;
7. Statement Affirming Chain of Title; and
8. Return postcard.

12/21/2005 GFREY1 00000150 10528029

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65.00 0P

Commissioner for Patents  
December 16, 2005  
Page 2

Applicant claims small entity status (37 C.F.R. § 1.27). It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

In accordance with 37 C.F.R. § 1.821(f), the computer readable copy of the Sequence Listing submitted herewith is the same as the paper copy submitted on March 16, 2005. In accordance with 37 C.F.R. § 1.821(g), the submission of this sequence listing includes no new matter.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. If extensions of time under 37 C.F.R. § 1.136 other than those otherwise provided for herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned, and any fees therefor are hereby authorized to be charged to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Michele A. Cimbala  
Attorney for Applicant  
Registration No. 33,851

MAC/DJN:dbj  
Enclosures

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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

|                             |                       |                      |
|-----------------------------|-----------------------|----------------------|
| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO.     |
| 10/528,029                  | Sally-Anne Stephenson | 2381.0010000/MAC/DJN |

|                               |
|-------------------------------|
| INTERNATIONAL APPLICATION NO. |
|-------------------------------|

PCT/AU03/01209

|                  |               |
|------------------|---------------|
| I.A. FILING DATE | PRIORITY DATE |
|------------------|---------------|

09/16/2003

09/16/2002

26111  
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 1100 NEW YORK AVENUE, N.W.  
 WASHINGTON, DC 20005

CONFIRMATION NO. 9023

371 FORMALITIES LETTER



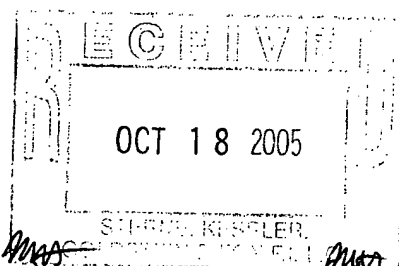
\*OC000000017256052\*

Date Mailed: 10/17/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 03/16/2005
- Copy of the International Search Report filed on 03/16/2005
- Copy of IPE Report filed on 03/16/2005
- Information Disclosure Statements filed on 07/21/2005
- Biochemical Sequence Listing filed on 03/16/2005
- Request for Immediate Examination filed on 03/16/2005
- U.S. Basic National Fees filed on 03/16/2005
- Priority Documents filed on 03/16/2005



MAC 10/19  
 DJN 10/20

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

Dec 1, Late oath/Decl surcharge, Seq Listing, Appr size Fee December 7, 2005  
 Stet Bar May 17, 2006

DO NOT  
 REPLY  
 HERE

- **\$65 Surcharge.**

- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

**For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:**

- For Rules Interpretation, call (571) 272-0951
- For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for Patentin Software Program Help @ [ebc@uspto.gov](mailto:ebc@uspto.gov)

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

JOHN L ANDERSON

Telephone: (703) 308-9140 EXT 211

**PART 1 - ATTORNEY/APPLICANT COPY**

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO.     |
|-----------------------------|-------------------------------|----------------------|
| 10/528,029                  | PCT/AU03/01209                | 2381.0010000/MAC/DJN |

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Sally-Anne Stephenson

Application No.: 10/528,029 (U.S. Nat'l  
Phase of Appl. No. PCT/AU2003/001209; I.A.  
Filed: September 16, 2003)

For: **Methods for Regulating Cancer**

Confirmation No.: 9023

Art Unit: 1645

Examiner: *To be assigned*

Atty. Docket: 2381.0010000/MAC/DJN

**Statement Affirming Chain of Title**

***Attn: Mail Stop PCT***

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

The documentary evidence of the chain of title from the original owner to the assignee (an assignment) was submitted for recordation pursuant to 37 C.F.R. §3.11 on December 15, 2005. That assignment is recorded at reel/frame: 016900/0367.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

*Michele A. Cimbala*

Michele A. Cimbala  
Attorney for Applicant  
Registration No. 33,851

Date: December 16, 2005

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